

**RURAL COMMUNITY INSURANCE  
SERVICES, (M. Neil Clawson),**

Appellant

**Representing the Appellant:**

Raymond R. Mulera, Esquire  
Levin & Rosenstein, P.C.  
Suite 603  
1101 Seventeenth Street, N.W.  
Washington, D.C. 20036

**Representing the Government:**

Steven G. Reed, Esquire  
Donald P. Fisher, II, Esquire  
U.S. Department of Agriculture  
Office of the General Counsel  
200 N. High Street, Room 209  
Columbus, Ohio 43215-2408

**AGBCA No. 2004-164-F**

**DECISION OF THE BOARD OF CONTRACT APPEALS**

**May 4, 2005**

**Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.**

**Opinion by Administrative Judge WESTBROOK.**

This appeal arises out of a Standard Reinsurance Agreement for the 2000 crop year between Rural Community Insurance Company (RCIC) and the Federal Crop Insurance Corporation (FCIC). Rural Community Insurance Services (RCIS) is the managing general agent for RCIC. RCIC and RCIS are here cumulatively referred to as Appellant. Appellant's Notice of Appeal and Complaint were received at the Board April 26, 2004.

The Board has jurisdiction to decide appeals of FCIC determinations under 7 CFR 24.2(b) and 400.169(d).

After the filing of pleadings and the Appeal File, the parties agreed to an adjudication of the appeal on the written record pursuant to Board Rule 11. During a telephonic conference convened for the purpose of setting a schedule for future proceedings, the parties reported that FCIC had suggested

that Appellant make application for relief under Manager's Bulletin (MGR) 001. The parties and the presiding judge agreed to stay proceedings to allow FCIC consideration of such an application. By letter of April 7, 2005, FCIC informed Appellant that it had met the conditions satisfying requirements for relief under MGR 001.

The parties have requested that the Board dismiss Appellant's appeal.

**DECISION**

Pursuant to the request of the parties, the appeal is dismissed with prejudice.

---

**ANNE W. WESTBROOK**

Administrative Judge

**Concurring:**

---

**HOWARD A. POLLACK**

Administrative Judge

---

**JOSEPH A. VERGILIO**

Administrative Judge

**Issued at Washington, D.C.**

**May 4, 2005**